

AF 11652  
JFW  
PATENT

Attorney Docket 040750-5002

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Ivan Gout *et al.*** )  
 )  
Application No. **09/762,258** ) Group Art Unit: **1652**  
 )  
Filed: **May 29, 2001** ) Examiner: **Delia M. Ramirez**  
 )  
For: **Identification and functional characterization of** )  
 **a novel ribosomal S6 protein kinase** )

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Arlington, VA 22202

**TRANSMITTAL FORM**

- Transmitted herewith is a Supplemental Amendment Under 37 C.F.R. 1.116 further in response to the Office Action dated March 22, 2004.
- Additional Papers Submitted:  
(i) Sambrook *et al.* (1989) Molecular Cloning, a Laboratory Manual, page 9.54
- Extension of Time: The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136(a) apply. Applicants petition for a one-month extension of time from June 22, 2004 to July 22, 2004, the fee for which is **\$55.00** as set out in 37 C.F.R. 1.17(a). If Applicants have inadvertently overlooked the need for an additional extension of time, please consider this a Petition therefor.
- Fee Calculation (37 C.F.R. 1.16):

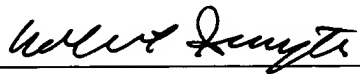
CLAIMS AS AMENDED						
	Claims Remaining		Previously Paid	Extra	at Rate of	Total Fees
Total Claims	74	minus	84	0	at \$18 each =	00.00
Independent Claims	2	minus	19	0	at \$86 each =	00.00
First presentation of Multiple dependent claim					\$290.00	00.00
SUB-TOTAL =						00.00
Reduction by 1/2 for filing by a small entity						- 00.00
TOTAL FEES =						\$00.00

- Fee Payment: The Commissioner is hereby authorized to charge **\$55.00** to Deposit Account No. 50-0310 for payment of the one-month extension of time fee at the small entity rate.

6. Constructive Petition: **Except** for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **constructive petition for extension of time** in accordance with 37 C.F.R. 1.136(a)(3).

Dated: **July 19, 2004**  
Morgan, Lewis & Bockius LLP  
Customer No. **09629**  
1111 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004  
202-739-3000

Respectfully submitted,  
**Morgan, Lewis & Bockius LLP**

  
\_\_\_\_\_  
Robert Smyth  
Registration No. 50,801



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Attorney Docket **040750-5002**

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Application No. <b>09/762,258</b>	)	Group Art Unit: <b>1652</b>
	)	
Filed: <b>May 29, 2001</b>	)	Examiner: <b>Delia M. Ramirez</b>
	)	
For: <b>Identification and functional characterization of</b>	)	
<b>a novel ribosomal S6 protein kinase</b>	)	

**SUPPLEMENTAL AMENDMENT UNDER 37 C.F.R. 1.116**

Further in response to the Final Office Action dated March 22, 2004, please amend the above-referenced application as follows:

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** begin on page 3 of this paper.

**Remarks** begin on page 6 of this paper.